

ORDINANCE NO. 3318

AN ORDINANCE AMENDING THE SAN LUIS OBISPO COUNTY LAND USE ORDINANCE,
TITLE 22 OF THE COUNTY CODE, SECTION 22.96.050(E)(10), RELATING TO STANDARDS
IN THE RESIDENTIAL RURAL LAND USE CATEGORY OF THE SAN LUIS OBISPO SUB
AREA OF THE SAN LUIS OBISPO AREA PLAN

The Board of Supervisors of the County of San Luis Obispo ordains as follows:

SECTION 1: Section 22.96.050(E)(10) of the Land Use Ordinance, Title 22 of the San Luis Obispo County Code, is hereby amended as follows:

E. Residential Rural (RR). The following standards apply within the Residential Rural land use category.

10. Tiburon Way. The following standard applies to the site as shown in Figure 96-16.

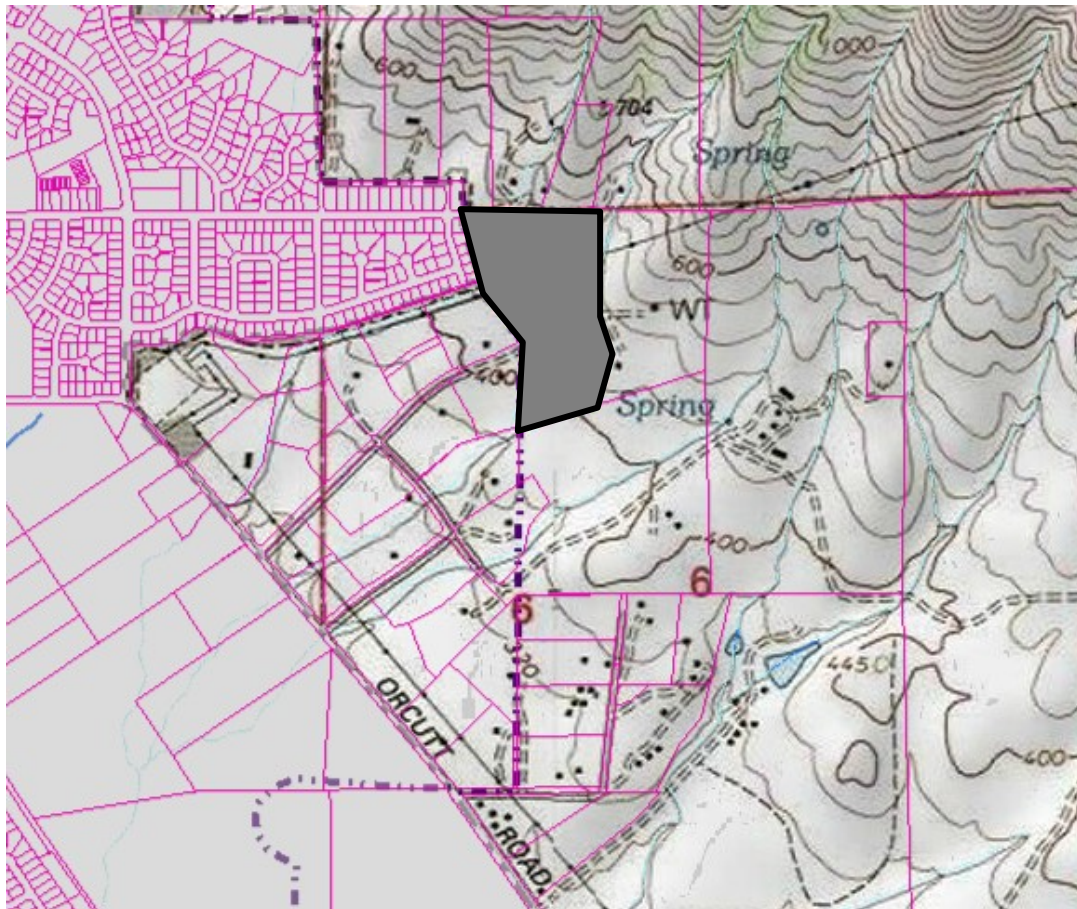


Figure 96-16: Tiburon Way

Attachment 3-D

- a. **Land division and Land use applications.** Subdivision and/or residential development shall comply with the following requirements:

- (1) **Biological Report Required.** At the time of application of any land division or development of the project site, the applicant shall assess the impact of the proposed land division or development on native species and habitat diversity, including special-status species (e.g. Pismo clarkia), sensitive natural communities, wetlands, and important wildlife nursery areas and movement corridors. A Biological Report will be required to be submitted for a subdivision and/or any development on the property to be reviewed and approved by the Planning Department. Recommendations outlined in the report shall be applied to the proposed project.

SECTION 2. That the Board of Supervisors has considered the initial study prepared and conducted with respect to the matter described above. The Board of Supervisors has, as a result of its consideration, and the evidence presented at the hearings on said matter, determined that the proposed mitigated negative declaration as heretofore prepared and filed as a result of the said initial study, is appropriate, and has been prepared and is hereby approved in accordance with the California Environmental Quality Act and the County's regulations implementing said Act. The Board of Supervisors, in adopting this ordinance, has taken into account and reviewed and considered the information contained in the negative declaration approved for this project and all comments that were received during the public hearing process. On the basis of the Initial Study and any comments received, there is no substantial evidence that the adoption of this ordinance will have a significant effect on the environment.

SECTION 3. If any section, subsection, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by the decision of a court of competent jurisdiction, such decision shall not affect the validity or constitutionality of the remaining portion of this ordinance. The Board of Supervisors hereby declares that it would have passed this ordinance and each section, subsection, clause, phrase or portion thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases or portions be declared invalid or unconstitutional.

SECTION 4: Before the expiration of 15 days after the adoption of this ordinance by the San Luis Obispo County Board of Supervisors, it shall be published once in a newspaper of general circulation published in the County of San Luis Obispo, State of California, together with the names of the members of the Board of Supervisors voting for and against the ordinance.

PASSED AND ADOPTED by the Board of Supervisors of the County of San Luis Obispo, State of California, on the 2nd day of February, 2016, by the following roll call vote, to wit:

AYES: Supervisors Adam Hill, Bruce S. Gibson, Frank R. Mecham, Debbie Arnold and
Chairperson Lynn Compton

NOES: None

ABSENT: None

ABSTAINING: None

Attachment 3-D

Lynn Compton
Chairperson of the Board of Supervisors,
County of San Luis Obispo,
State of California

ATTEST:

Tommy Gong
County Clerk and Ex-Officio Clerk
of the Board of Supervisors
County of San Luis Obispo, State of California
By: Sandy Currens
Deputy Clerk
[SEAL]